

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

HOME DEPARTMENT- Sri G.Diwakar Vayunandana Yadav, Reserve Sub-Inspector, CAR Hqrs., Hyderabad - Appointed by transfer as Sub-Inspector (Civil) vide G.O.Ms.No.276, Home (Ser.II)Dept., dt:28-10-2010 - Confirmed - to fix his seniority in accordance with Rule 33 (a) of A.P.State and Subordinate Service Rules, 1996 - Orders - Issued.

HOME (SERVICES.II) DEPARTMENT

G.O.MS.No. 96

Dated: 07-08-2019
READ THE FOLLOWING:

1. G.O.Ms.No.276, Home (Ser.II) Department, dated: 28-10-2010.
2. From the Chairman, A.P.State Level Police Recruitment Board, Hyderabad Lr.No.78/R&T/Rect.I/2010, dated: 26-03-2011.
3. G.O.Ms.No.185, Home (Ser.II) Department, dated: 21-07-2011.
4. Orders of Hon'ble A.P.Administrative Tribunal dt:26-07-2011 in O.A.No.6278/2011.
5. Government Memo No.1656/Ser.II/A3/2010, dated: 25-08-2011.
6. Representation of Sri G.Diwakar Vayunandana Yadav SI(Civil) dt:23-10-2011.
7. From the Chairman, A.P.State Level Police Recruitment Board, AP, Mangalagiri,Lr.No.78/R&T/Rect.I/2010, dated:06-09-2018.
8. From the Director General of Police, A.P., Mangalagiri, Letters Rc.No.78/R&T/Rect.1/2010, dt.7-11-2018 & 5-3-2019

ORDER:-

In the reference 1st read above, Sri G.Diwakar Vayunandana Yadav, Reserve Sub Inspector, CAR Hqrs, Hyderabad was appointed as Sub-Inspector of Police (Civil) by transfer and posted to Visakhapatnam Range of Zone-I, as a special case in relaxation of rules.

2. Government on re-examination of the matter based on the report submitted by the Chairman, A.P.State Level Police Recruitment Board, Hyderabad vide reference 2nd read above rescind the above said appointment orders vide reference 3rd read above.

3. Aggrieved by the above, Sri G.Diwakar Vayunandana Yadav has filed an OA No.6278/2011 in the A.P.Administrative Tribunal. The Hon'ble Tribunal in it's orders dated 26-07-2011 set-aside the cancellation orders issued in G.O.Ms.No.185, dt:21-07-2011 on the contention for not giving an opportunity to the applicant, and directed to take fresh action as per rule 32 (b) of AP State and Subordinate Service Rules, 1996.

4. In the reference 5th read above a show cause notice was issued to Sri G.Diwakar Vayunandana Yadav, calling for his explanation on the proposed action of cancellation of orders issued in G.O.Ms.No.276, Home (Ser.II) Department, dated: 28-10-2010 as per the reasons mentioned therein.

5. In the reference 6th read above, Sri G.Diwakar Vayunandana Yadav has submitted his explanation to the Chairman, APSLPRB with a request to drop the proposed action. The Chairman, APSLPRB, Mangalagiri and the Director General of Police, A.P., Mangalagiri have furnished their remarks vide references 7th & 8th read above. Sri G.Diwakar Vayunandana Yadav also submitted a representation dt:14-11-2018 to the Government stating that he was converted as SI (Civil) from the cadre of RSI under 5% quota in relaxation of rules by the Government and he had just in required service as SIs(Civil) for promotion as Inspector (Civil). His seniority was also fixed among SIs of 2008 batch of Visakhapatnam range under rule 15© of A.P.Police Subordinate Service Rules and the final seniority list was communicated twice in the year 2017 and 2018 and therefore requested for his promotion as Inspector of Police duly dropping further action on the notice issued against him, in the interest of natural justice. On examination of the matter, Government noticed that no further action on the explanation of the applicant was taken for all these eight (8) years and it remained dormant till the present application of the applicant to assign seniority with effect from 15-07-2008 is received. His seniority was fixed w.e.f. 15-07-2008 from the initial appointment as RSI and he has completed 09 years of qualifying service by 14-07-2017 which is eligible for promotion as Inspector of Police for the panel year 2017-2018.

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6. Government after careful examination of the matter, hereby withdraw further action proposed in the reference 5th read above and hereby confirm the orders issued in the reference 1st read above. Further, Government hereby order to refix the date of seniority of Sri Diwakar Vayunandan Yadav who was appointed as RSI of Police and converted as SI (Civil) in relaxation of rules with effect from 15-07-2008 i.e. from the date of joining into service in the cadre of RSI as per Rule 33(a) of A.P. State and Subordinate Service Rules, 1996. He, thus is eligible to be considering for panel year 2017-2018.

7. The Director General of Police, A.P., Mangalagiri shall take further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**KRM KISHORE KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Director General of Police, A.P., Mangalagiri.
The Chairman, A.P.State Level Police Recruitment Board, Mangalagiri.
The Individual through the DGP, AP.
Copy to: SF//SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER